IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

FRIDAY, THE 12TH JANUARY 2007 / 22ND PAUSHA 1928

WP(C).No. 1528 of 2007(F)

AGAINST THE ORDER IN IA.1152/05 & 1815/06 IN OS.209/1998 of M.C.,WADAKKANCHERRY

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PETITIONER:

KAMALAKSHAN NAIR, S/O.KALLYANI AMMA,
VELLANDATH DESOM, PANJAL VILLAGE,
THALAPPILLY TALUK, THRISSUR DISTRICT.

BY ADV. SRI.SHOBY K.FRANCIS

RESPONDENTS:

UNNIKRISHNAN, S/O.MUKAMI AMMA, PANJAL DESOM,
PANJAL VILLAGE, THALAPPILLY TALUK,
THRISSUR DISTRICT

BY //

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.SASIDHARAN NAMBIAR,J.

W.P.(C) .NO.1528 OF 2007

Dated 12th January 2007

J U D G M E N T

Petitioner is decree holder in O.S.209/98 on the file of Munsiff court, Wadakanchery. Suit is for specific performance of agreement for sale. Case of petitioner is that though I.A.1152/05 and I.A.1815/06 were filed before Munsiff court, those petitions are not being disposed. Learned counsel appearing for petitioner submits that even though respondent filed appeal before this court as indigent person, appeal was not numbered and there is no order of stay of execution and in such circumstance, learned Munsiff should have allowed the applications.

2. Learned Munsiff is directed to dispose the applications expeditiously.

Writ petition is disposed of.

M.SASIDHARAN NAMBIAR,
JUDGE.

uj.